

to speak on this now or...her light is on. Is there any further discussion on the committee amendments of LB 830. All those in favor of adopting the committee amendments to LB 830 vote aye, those opposed vote nay. Record the vote.

CLERK: 25 ayes, no nays on the adoption of the committee amendments Mr. President.

SPEAKER LUEDTKE: Motion passes. Committee amendments are adopted. The Chair recognizes Senator Savage.

SENATOR SAVAGE: This bill was introduced by myself at the request of the City of Omaha and it adds age and physical handicap to the authority of a city presently has and they are civil rights. It permits the city to prohibit discrimination because of age and physical handicap by ordinance. There was no opposition to the bill. The committee adopted an amendment which provides that all cities and villages have the power by ordinance to define regulate, suppress and prevent discrimination on the basis of marital status, age or disability as well as race, color, creed, religion, ancestry, sex and national origin in employment, public accomodation and housing. It advanced to General File as amended with Senator Duis, George, Kahle, Koch and Labedz voting aye and there was no nays. I move that LB 830 be advanced to E & R Initial.

SPEAKER LUEDTKE: Senator Murphy.

SENATOR MURPHY: A question of Senator Savage.

SPEAKER LUEDTKE: Senator Savage, will you respond?

SENATOR MURPHY: Senator Savage I believe that it was last year that we had a bill in here to the effect that discrimination because of marital status would not apply where one employer preferred not to have a husband and wife team in an office or in his immediate employment. This would in no way go to the intent of your bill, I don't believe, but it was a situation that I believe that the Workmen's Comp Court got into and the issue was raised that there was discrimination simply because if I'm running...lets say a.....finance company and I don't want a husband and wife team in there as employees that I would have the right in that instance not to employ them and not be subject to the law that we currently have on the book and I wonder if you would object too much if on select file I amended your marital to allow that exclusion so that a person could not be claimed to be discriminating if he declined to want two members of the family in his employment in a particular shop.

SENATOR SAVAGE: I have no objections Senator, and the Nebraska Supreme Court has held that the city possesses no power or faculties not conferred upon either expressly or by fair implication by the laws which created it or by other laws Constitutional or statutory applicable to it. Therefore permissive legislation to prohibit discrimination because of age and physical handicap an added discrimination ordinance necessary before a city can pass ordinance prohibiting discrimination in those categories. Those are the parts that I am interested in.